

PTO/SB/05 (03-01)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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Attorney Docket No.	DO-058879/P001CP1/10101651
First Inventor	Clifford F. Sharp
Title	System and Method for Traffic Management Control Data Transmission Network
Express Mail Label No.	EL 372554254US

(Only for new nonprovisional applications under 37 CFR 1.53(b))

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

Box Patent Application  
Commissioner for Patents  
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages] 24  
(preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table,  
or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets] 7
5. Oath or Declaration [Total Pages]
- a. ☐ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)
1. ☐ DELETION OF INVENTOR(S)  
Signed statement attached deleting  
inventor(s) named in the prior application,  
see 37 CFR 1.63(d)(2) and 1.33(b)
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (*Appendix*)
- 8 ☐ Nucleotide and/or Amino Acid Sequence Submission  
(*if applicable, all necessary*)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies), or
- ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

### ACCOMPANYING APPLICATIONS PARTS

- |     |                                     |  |  |
|-----|-------------------------------------|--|--|
| 9.  | <input type="checkbox"/>            | Assignment Papers (cover sheet & document(s))  |  |
| 10. | <input type="checkbox"/>            | 37 CFR 3.73(b) Statement<br>(when there is an assignee)  | <input type="checkbox"/> Power of Attorney       |
| 11. | <input type="checkbox"/>            | English Translation Document (if applicable)   |  |
| 12. | <input type="checkbox"/>            | Information Disclosure Statement (IDS)/PTO-1449  | <input type="checkbox"/> Copies of IDS Citations |
| 13. | <input type="checkbox"/>            | Preliminary Amendment  |  |
| 14. | <input checked="" type="checkbox"/> | Return Receipt Postcard (MPEP 503)<br>(Should be specifically itemized)  |  |
| 15. | <input type="checkbox"/>            | Certified Copy of Priority Document(s)<br>(if foreign priority is claimed)   |  |
| 16. | <input checked="" type="checkbox"/> | Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i)<br>Applicant must attach form PTO/SB/35 or its equivalent. |  |
| 17. | <input type="checkbox"/>            | Other:   |  |

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No. 09/572,112

Prior application information: Examiner Not Yet Assigned Group / Art Unit: N/A

For CONTINUATION or DIVISIONAL APPS only The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

or ☒ Correspondence address below

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Name (Print/Type)	David H. Tannenbaum
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Registration No. (Attorney/Agent)

24,745

*Signature*

Date \_\_\_\_\_

June 6, 2001

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
for FY 2001**

Patent fees are subject to annual revision.

**Complete if Known**

Application Number	Not Yet Assigned
Filing Date	
First Named Inventor	Clifford F. Sharp
Examiner Name	Not Yet Assigned
Group Art Unit	N/A
Attorney Docket No.	DO-058879/P001C1/10101651

**TOTAL AMOUNT OF PAYMENT** (\$) 530.00**METHOD OF PAYMENT**

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to

Deposit  
Account  
Number

06-2380

Deposit  
Account  
Name☒ Charge Any Additional  
Fee Required Under  
37 CFR 1.16 and 1.17☒ Applicant claims small  
entity status See  
37 CFR 1.27

- 2.
- ☒
- Payment Enclosed

☒ Check☐ Credit Card☐ Money Order☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	710	201	355	Utility filing fee	355.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	
<b>SUBTOTAL (1)</b> (\$)					355.00

**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
35	15	9.00	135.00
Independent Claims	4	1	40.00
Multiple Dependent			

**Large Entity Small Entity**

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	
102	80	202	40	Claims in excess of 20
104	270	204	135	Independent claims in excess of 3
109	80	209	40	Multiple dependent claim, if not paid
110	18	210	9	** Reissue independent claims over original patent
				** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** (\$) 175.00

\*\*or number previously paid, if greater. For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (37CFR 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid					
<b>SUBTOTAL (3)</b> (\$)					

**SUBMITTED BY**

Name (print/type) David H. Tannenbaum

Registration No.  
(Attorney/Agent)

24,745

**Complete (if applicable)**

Telephone (214) 855-8333

Signature

Date

June 6, 2001

**Fee Transmittal**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service, Express Mail, Airbill No. 372554254US in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: June 6, 2001 Signature: *Susan Mercedes* (Susan Mercedes)

<b>NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Clifford F. Sharp
	Title	SYSTEM AND METHOD FOR TRAFFIC MANAGEMENT CONTROL IN A DATA TRANSMISSION NETWORK
	Attorney Docket No.	DO-058879/P001CP1/10101651

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

June 6, 2001

Date



Signature

David H. Tannenbaum

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently submits an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

#### Nonpublication Request

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EL 372554254US, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date shown below.

Dated: June 6, 2001 Signature:  (Susan Mercedes)